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BEFORE THE ARIZONA CORPORATION COMMISSION

COMMISSIONERS

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Arizona Corporation Commission

DOCKETED

KRISTIN K. MAYES - Chairman
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PAUL NEWMAN
SANDRA D. KENNEDY
BOB STUMP

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ARIZONA CORPORATION COMMISSION
DOCKET CONTROL

DOCKETED BY

IN THE MATTER OF THE APPLICATION
OF SUNEDISON ORIGATION1, LLC
FOR SPECIAL CONTRACT APPROVAL
OF A SOLAR SERVICES AGREEMENT.

DOCKET NO. E-20746A-10-0241

PROCEDURAL ORDER

BY THE COMMISSION:

On May 15, 2010, SunEdison Origination1, LLC ("SunEdison") filed with the Arizona Corporation Commission ("Commission") an application for Special Contract Approval for a Solar Services Agreement ("SSA").

On July 12, 2010, the Commission issued Decision No. 71795 which addressed a previous application by SolarCity Corporation ("SolarCity") seeking an adjudication that it was not acting as a public service corporation when it provides solar services to Arizona schools, governments, and non-profit entities by means of an SSA. In Decision No. 71795, the Commission found that when SolarCity provides services to schools, governments, or other non-profit entities pursuant to an SSA, it is not acting as a public service corporation.

On August 20, 2010, the Commission's Utilities Division ("Staff") filed a memorandum in this docket stating that the SunEdison SSA includes the installation of solar facilities at a customer's premises through an SSA similar to SolarCity's SSA that was the subject of Decision No. 71795. In light of the Commission's findings in Decision No. 71795, Staff recommended that the Commission issue an order closing this docket.

By Procedural Order dated August 31, 2010, SunEdison was directed to file in this docket a statement averring whether it agrees with Staff's assessment that the contract at issue in this docket is substantially similar to the SSA at issue in Decision No. 71795, and with Staff's recommendation to close the docket.

On September 14, 2010, SunEdison filed a response to the August 31, 2010, Procedural Order

1 stating that SunEdison agrees with Staff's opinion that Commission Decision No. 71795 controls the
2 disposition of the instant docket and that this docket should be closed.

3 Good cause has been shown for administrative closure of this docket.

4 IT IS THEREFORE ORDERED that Docket No. E-20746A-10-0241 is hereby
5 **administratively closed.**

6 Dated this 8th day of October, 2010.

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JANE L. RODDA
ADMINISTRATIVE LAW JUDGE

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11 Copies of the foregoing mailed
this 8th day of October, 2010 to:

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